

In the United States Court of Federal Claims
OFFICE OF SPECIAL MASTERS
No. 14-293V
(Not to be published)

RUBY J. WILLIAMS,

Petitioner,

v.

SECRETARY OF HEALTH AND
HUMAN SERVICES,

Respondent.

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Filed: July 13, 2015

Decision by Stipulation; Attorney's
Fees & Costs

Elizabeth M. Muldowney, Rawls, McNelis & Mitchell, PC, Richmond, VA, for Petitioner

Traci Patton, U.S. Dep't of Justice, Washington, DC, for Respondent

ATTORNEY'S FEES AND COSTS DECISION¹

On April 14, 2014, Ruby Williams filed a petition seeking compensation under the National Vaccine Injury Compensation Program. On March 10, 2015, Respondent made a proffer. I subsequently issued a decision finding the proffer to be reasonable and granting Petitioner the award outlined by the proffer.

On July 13, 2015, counsel for both parties filed a joint stipulation in regards to attorney's fees and costs. The parties have stipulated that Petitioner's counsel should receive a lump sum of \$28,500.00, in the form of a check payable to Petitioner and Petitioner's counsel. This amount represents a sum to which Respondent does not object. In addition, and in compliance with General

¹ Because this decision contains a reasoned explanation for my actions in this case, I will post it on the United States Court of Federal Claims website, in accordance with the E-Government Act of 2002, Pub. L. No. 107-347, § 205, 116 Stat. 2899, 2913 (Dec. 17, 2002) (current version at 44 U.S.C. § 3501 (2014)). As provided by 42 U.S.C. § 300aa-12(d)(4)(B), however, the parties may object to the published decision's inclusion of certain kinds of confidential information. Specifically, under Vaccine Rule 18(b), each party has fourteen days within which to request redaction "of any information furnished by that party: (1) that is a trade secret or commercial or financial in substance and is privileged or confidential; or (2) that includes medical files or similar files, the disclosure of which would constitute a clearly unwarranted invasion of privacy." Vaccine Rule 18(b). Otherwise, the whole decision will be available to the public. *Id.*

Order No. 9, Petitioner has represented that she incurred \$500.00 in reimbursable costs in proceeding on this petition.

I approve the requested amount for attorney's fees and costs as reasonable. Accordingly, an award should be made in the form of two checks in the amounts of:

- \$28,500.00 payable jointly to Petitioner and Petitioner's counsel, Elizabeth M. Muldowney, Esq; and
- \$500.00 payable solely to Petitioner.

In the absence of a motion for review filed pursuant to RCFC Appendix B, the clerk of the court **SHALL ENTER JUDGMENT** in accordance with the terms of the parties' stipulation.²

IT IS SO ORDERED.

/s/ Brian H. Corcoran
Brian H. Corcoran
Special Master

² Pursuant to Vaccine Rule 11(a), the parties may expedite entry of judgment by filing a joint notice renouncing their right to seek review.